



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Lysa Ray  
Dowling for Congress  
14175 W. Indian School Road  
#B4-438  
Goodyear, AZ 85395

NOV 13 2018

RE: MUR 7446

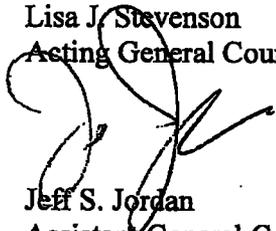
Dear Ms. Ray:

On August 6, 2018, the Federal Election Commission ("Commission") notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On November 7, 2018, based upon the information contained in the complaint and information provided by respondents, the Commission decided to dismiss allegations that Dowling for Congress and you in your official capacity as treasurer violated provisions of the Act. The Commission then closed its file in this matter. A copy of the Factual and Legal Analysis, which more fully explains the basis for the Commission's decision, is enclosed.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). If you have any questions, please contact Kristina Portner, the attorney assigned to this matter, at (202) 694-1518.

Sincerely,

Lisa J. Stevenson  
Acting General Counsel

BY:   
Jeff S. Jordan  
Assistant General Counsel

Enclosure:  
Factual and Legal Analysis

180044440001

**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

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2  
3 RESPONDENTS: Dowling for Congress and MUR 7446  
4 Lysa Ray in her official capacity as treasurer  
5

6 This matter was generated by a Complaint alleging violations of the Federal Election  
7 Campaign Act of 1971, as amended (“the Act”) and Commission regulations by Dowling for  
8 Congress and Lysa Ray in her official capacity as treasurer. It was scored as a low-rated matter  
9 under the Enforcement Priority System, by which the Commission uses formal scoring criteria as  
10 a basis to allocate its resources and decide which matters to pursue.

11 The Complainant alleges that the Committee failed to file its 2018 July Quarterly  
12 Report.<sup>1</sup> The Committee asserts that it had not raised or spent more than \$5,000 by the end of  
13 June 2018 and, therefore, was not required to file the report.<sup>2</sup>

14 Within fifteen days of becoming a candidate,<sup>3</sup> the candidate must designate a principal  
15 campaign committee by filing a Statement of Candidacy.<sup>4</sup> The principal campaign committee  
16 must then file a Statement of Organization no later than ten days after designation by the  
17 candidate.<sup>5</sup> If the individual seeking federal office has not attained candidate status, his or her  
18 principal campaign committee may choose to, but is not required to, file disclosure reports.<sup>6</sup>

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<sup>1</sup> Compl. at 1 (July 30, 2018).

<sup>2</sup> Resp. at 1 (Aug. 13, 2018). The Committee’s 2018 Pre-Primary Report is consistent with the Committee’s Statement. Dowling for Congress 2018 Pre-Primary Report, available at <http://docquery.fec.gov/pdf/396/201808169119650396/201808169119650396.pdf>.

<sup>3</sup> 52 U.S.C. § 30101(2); 11 C.F.R. § 100.3.

<sup>4</sup> 52 U.S.C. § 30102(e)(1); 11 C.F.R. § 101.1(a).

<sup>5</sup> 52 U.S.C. § 30103(a); 11 C.F.R. § 102.1(a).

<sup>6</sup> 52 U.S.C. § 30104(a); 11 C.F.R. § 104.1(b).

- 1           There are no available facts showing that the Committee was required to file a 2018 July
- 2   Quarterly Report, and the Committee denies passing the reporting threshold at that time.<sup>7</sup>
- 3   Therefore, the Commission finds no reason to believe that Dowling for Congress and Lysa Ray
- 4   in her official capacity as treasurer violated 52 U.S.C. § 30104(a) or 11 C.F.R. § 104.1.

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<sup>7</sup>           According to the Committee's 2018 Pre-Primary and Termination Reports, the Committee did not receive over \$5,000 in contributions until August 2018. Dowling for Congress 2018 Pre-Primary Report, available at <http://docquery.fec.gov/pdf/396/201808169119650396/201808169119650396.pdf>; Dowling for Congress Termination Report, available at <http://docquery.fec.gov/pdf/910/201809129121698910/201809129121698910.pdf>. Although it is not possible to confirm the exact date the Committee exceeded \$5,000 in expenditures, given the outstanding debts reflected on the Pre-Primary Report, there is no information available to suggest that it was before July 2018. *Id.*